



**Austin City Council
MINUTES**

**REGULAR MEETING
THURSDAY, AUGUST 1, 2002**

The following represents the actions taken by the Austin City Council in the order they occurred during the meeting. While the minutes are not in sequential order, all agenda items were discussed.

The City Council of Austin, Texas, convened in a regular meeting on Thursday, August 1, 2002 in the Board Room at Lower Colorado River Authority Hancock Building, 3700 Lake Austin Boulevard.

Mayor Garcia called the Council Meeting to order at 12:06 p.m.

Mayor Garcia recessed the Council Meeting at 12:10 p.m. to go into Executive Session.

EXECUTIVE SESSION

The City Council went into Executive Session, pursuant to Chapter 551 of the Texas Government Code, to receive advice from Legal Counsel, to discuss matters of land acquisition, litigation, and personnel matters as specifically listed on this agenda and to receive advice from Legal Counsel regarding any other item on this agenda.

Items 1 and 2 were discussed again later in the meeting.

Executive Session ended at 1:43 p.m.

Mayor Garcia called the Council Meeting back to order at 1:47 p.m.

Item 3 was pulled for discussion.

CITIZEN COMMUNICATIONS: GENERAL

4. Erika Gonzalez-Improvement of Parks and Recreation Summer Programs
5. Elizabeth L. Rincon-Parks and Recreation Programs Overall Review
6. Leslie Serrano-Statistics on the Parks/Rec. Survey
7. Roxanne Campos-Parks & Recreation Summer Review
8. Susana Almanza-Equity and Justice for East Austin!
9. Larry Malone-Park Ball Fields
10. Camille Perry-Parking Ordinance
11. Gus Pena- (1) Equality and Justice for the poor, have nots, and disfranchised. (2) Let's start an early dialogue on the proposed (Preliminary) Budget. (3) Continue the push for Affordable Housing, Low Income Affordable Housing, and Transitional Housing for Homeless Families. (4)

Improve the City Housing Inspection Department to Hold Slum Landlords Accountable for Repairs.

12. Paul Robbins-Not Available
13. Sam Ellison-LIHTC – Low Income Housing Program.

DISCUSSION ITEMS

64. Approve execution of a construction contract with CADENCE MCSHANE CORPORATION, Austin, Texas, for the George Washington Carver Museum & Cultural Center and Carver Branch Library Expansion, in the amount of \$9,973,600, plus \$400,000 contingency, for a total amount not to exceed \$10,373,600. (Funding in the amount of \$8,157,280 is included in the 2001-2002 Capital Budget of the Parks & Recreation Department; \$2,076,320 included in the 2001-2002 Capital Budget of the Library Department; \$140,000 is available in the 2001-2002 Amended Capital Budget of the Water & Wastewater Utility.) Lowest of the seven bids received. 26.16% MBE, 8.31% WBE subcontracting participation.
The motion authorizing the execution of a contract was approved on Council Member Thomas's motion, Council Member Alvarez' motion on a 7-0 vote.

CONSENT AGENDA

The following items were acted on by one motion. No separate discussion or action occurred on any of the items. The consent items were approved on Council Member Slusher's motion, Council Member Dunkerley's second by a 7-0 vote.

Item 14 was approved later in the meeting.

Items 15 – 36 were pulled for discussion.

37. Approve second reading of an ordinance granting a non-emergency medical transfer franchise for MetroCare Services-Austin, LP, under Chapter 6-3 of the City Code. (Recommended by Austin-Travis County EMS Advisory Board.)
The second reading of the ordinance was approved.
38. Authorize negotiation and execution of an amendment to the existing professional services agreement with CASABELLA + DEL CAMPO & MARU JOINT VENTURE, Austin, Texas, for additional design, construction administration and warranty services on the Mexican American Cultural Center (MACC) Project, in an amount not to exceed \$315,000 for a total contract amount not to exceed \$1,800,000. (Funding in the amount of \$315,000 is available in the 2000-2001 Approved Capital Budget of the Parks & Recreation Department.)
The motion authorizing negotiation and execution of an amendment to the professional service agreement was approved.
39. Set a public hearing to receive public comment on the proposed revisions to the Electric Fee Schedule and Fuel Adjustment Clause of the Rate Schedule for Austin Energy, the Electric Utility Department, as part of the 2002-2003 Proposed Budget. (Suggested Date and Time: August 22, 2002 at 6:00 p.m.)
The motion setting the public hearing was approved.
40. Approve application and acceptance of \$300,250 in grant funds from the Propane Education and Research Council and \$150,000 from the State of Texas Department of Energy for an alternative fuel (propane) facility at Austin-Bergstrom International Airport. [Grant Funds in the amount of \$300,250 are available from the PERC to implement a propane fueling infrastructure at ABIA. Of

the \$300,250, the Transportation, Planning and Sustainability Department (TPSD) will retain \$25,000 for Administrative support services with the remaining \$275,250 awarded to the Department of Aviation (DOA). Grant funds in the amount of \$150,000 are available from the State of Texas Department of Energy. Funding in the amount of \$800,000 is available in the 2001-2002 Approved Capital Budget of the Aviation Department.] (Recommended by Austin Airport Advisory Commission.)

The motion authorizing the application for and acceptance of grant funds was approved.

41. Approve the 2002-03 two year proposed General Obligation Debt Sale Schedule as required by the City of Austin Financial Policies. (Funding in the amount of \$99,615,000 is in Public Improvement Bonds, \$34,095,000 in Certificates of Obligation, and \$9,315,000 in Contractual Obligations.)

The motion authorizing the General Obligation Debt Service Schedule was approved.

42. Authorize and direct publication of an Official Notice of Intention to Issue \$34,095,000 City of Austin, Texas, Certificates of Obligation, Series 2002. (Audit and Finance Committee Review July 29, 2002.)

The motion authorizing and directing publication of an Official Notice of Intention to Issue Certificates of Obligation was approved.

43. Approve the Fiscal Year 2002-2003 budget schedule, including budget readings, and set public hearings to receive public comment on the City of Austin proposed budget for Fiscal Year 2002-2003. (Recommended Dates and Times: August 8, 2002 - Protective Services / Enterprise Services; August 22, 2002 - Development, Environment & Transportation / CIP Management Services; Utilities; and August 29, 2002 - Community Services & General Public Hearing at 6:00 p.m.) The budget will be read at the September 9, September 10, and September 12, 2002 City Council meetings at One Texas Center, 505 Barton Springs Road, 3rd Floor Training Room at 10:00 a.m. There will be no meeting held on September 11, 2002.

The motion authorizing the budget schedule and setting the public hearings was approved.

44. Approve an Interlocal Cooperation Agreement between the City of Austin and the AUSTIN INDEPENDENT SCHOOL DISTRICT (AISD), Austin, Texas to provide funding for four programs: COMMUNITY EDUCATION \$245,000, VICTORY TUTORIAL Program \$204,909, AFTER SCHOOL ENRICHMENT \$609,642, and WEED AND SEED SAFE HAVEN \$28,686; for a total aggregate amount not to exceed \$1,088,237 for the agreement period of October 1, 2001 through September 30, 2002, with three (3) automatic renewal options in the same amount per each renewal, not to exceed \$1,088,237 per renewal for all four programs, for total agreement amount not to exceed \$4,352,948. [The amount of \$1,059,551 is included in the 2001-2002 Approved Operating Budget for the Health and Human Services Department for Community Education, VICTORY Tutorial and the After School Enrichment Programs; \$28,686 for the Safe Haven Program is available from the U.S Department of Justice Weed and Seed Grant (Year 3 = \$18,686, and Year 4 = \$10,000). Grant periods run from January 1, through December 31, of 2001, and 2002. Renewal funds are subject to availability of General and Grant Funds in future respective budgets.]

The motion authorizing an Interlocal Cooperation Agreement was approved.

45. Approve execution of an Interlocal Cooperation Agreement between the City of Austin and the AUSTIN INDEPENDENT SCHOOL DISTRICT, Austin, Texas for the Southeast Austin Community Youth Development Program in an amount not to exceed \$243,316 for the agreement period of September 1, 2001 through August 31, 2002, with three (3) automatic renewal options in amounts not to exceed \$243,316 per renewal, for a total agreement amount not to exceed \$973,264. (Funding in the amount of \$243,316 is available in the Special Revenue Fund for the

Health and Human Services Department from the Texas Department of Protective and Regulatory Services Southeast Austin Community Youth Development Program Grant. Grant period is September 1, 2001 through August 31, 2002. Agreement period runs concurrent with the grant period. Included Renewal funds are subject to availability of Grant Funds in future respective years.) (Recommended by Community Steering Committee.)

The motion authorizing the execution of an Interlocal Cooperation Agreement was approved.

46. Approve an ordinance to authorize acceptance of \$34,063 in additional grant funds from the Texas Department of Health for the HIV Prevention Counseling Partner Elicitation (PCPE) and Health Education Risk Reduction (HERR) grant program; and amend Ordinance No.010910-01, the Fiscal Year 2001-2002 Approved Operating Budget, amending the Special Revenue Fund by appropriating \$34,063 in additional grant funds and authorizing 1.0 additional FTE for the Health and Human Services Departments' Special Revenue Fund for a total grant amount of \$319,063 for the period from 1/1/02 through 12/31/02. (Funding in the amount of \$34,063 is available from the Texas Department of Health, Texas PCPE/HERR Program. The grant period is January 1, 2002 through December 31, 2002. No match is required.)

Ordinance No. 020801-46 was approved.

47. Authorize execution of an amendment to the legal services agreement with Cox & Smith, Inc., for representing the City in negotiating and drafting documents for a settlement agreement, and related documents, with Stratus Properties, Inc. (Circle C Land Corp.), concerning development rights on its property located in the Barton Creek Zone, for an increase of \$165,000, resulting in a total amount of \$201,000 to be paid by the City. (Funding in the amount of \$75,000 is available in the 2001-2002 Law Approved Budget; \$90,000 is available in the 2001-2002 Approved Economic Development Fund Budget.)

The motion authorizing the execution of an amendment to a legal services agreement was approved.

48. Approve authorizing an amendment to the legal services contract with Scott, Douglass & McConnico, L.L.P., Austin, Texas, for representing the City in negotiations and potential litigation with Stratus Properties, Inc., (Circle C. Land Corp.) concerning development rights on its property located in the Barton Creek Zone, for an increase of \$75,000 resulting in a total contract limit of \$242,000. (Funding in the amount of \$75,000 is available in the 2001-2002 Law Approved Budget.)

The motion authorizing the execution of an amendment to a legal services agreement was approved.

49. Approve an ordinance to authorize acceptance of \$30,133 in restitution funds from the State of Texas, Office of the Attorney General, for the Central Texas Library System; amend Ordinance No. 010910-01, the 2001-2002 Library Special Revenue Fund by appropriating \$30,133. (Funding is available from the Office of the Attorney General, State of Texas.)

Ordinance No. 020801-49 was approved.

50. Approve an ordinance to authorize acceptance of an additional \$999 in grant funds from the United States Institute of Museum and Library Services administered by the Texas State Library and Archives Commission to provide interlibrary loan services through the Austin Public Library, Central Texas Library System; amend ordinance 010910-01, the 2001-2002 Operating Budget, amending the Library Special Revenue Fund by appropriating an additional \$999 for a total grant amount of \$284,765. (Funding in the amount of \$999 is from the Texas State Library. Total grant amount is \$284,765. The

award period is September 1, 2001 through August 31, 2002. No match is required.)

Ordinance No. 020801-50 was approved.

51. Approve an Interlocal Agreement with the Lower Colorado River Authority (LCRA) in the amount of \$30,000.00 to complete a Hazard Mitigation Action Plan for the City of Austin. (Funding is included for development of the Plan in the Project Impact Grant Fund.)

The motion approving an Interlocal Agreement was approved.

Items 52 and 53 were pulled for discussion.

54. C14r-85-156 (DE) – AAA Storage Zoning – Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 10645 N. Interstate Highway-35 Service Road NB (Walnut Creek Watershed) from CS, General Commercial Services district, zoning to CS-CO, General Commercial Services-Conditional Overlay Combining district, zoning in order to delete a condition of zoning site plan. First reading on July 18, 2002; Vote: 7-0. Conditions met as follows: Conditional overlay incorporates the conditions imposed by Council at first ordinance reading. Applicant: J. Muhich Asset Trust (John Muhich). Agent: Site Specifics (John Hussey). City Staff: Sherri Gager, 974-3057.

Ordinance No. 020801-54 was approved.

Item 55 was pulled for discussion.

56. C14-02-0053 – Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 3600 Presidential Boulevard (Onion Creek Watershed) from I-RR, Interim-Rural Residence district, zoning to AV, Aviation Services district, zoning. First Reading on July 11, 2002. Vote: 7-0. Conditions met as follows: No conditions were imposed by Council at first ordinance reading. Applicant and Property Owner: City of Austin, Department of Aviation (Shane Harbinson). City Staff: Wendy Walsh, 974-7719.

Ordinance No. 020801-56 was approved.

57. C14-02-0054 – Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as North of Crozier Lane, Cardinal Loop and Shapard Lane (Colorado River Watershed) from I-RR, Interim - Rural Residence district, zoning to AV, Aviation Services district, zoning. First Reading on July 11, 2002; Vote: 7-0. Conditions met as follows: No conditions were imposed by Council at first ordinance reading. Applicant and Property Owner: City of Austin, Department of Aviation (Shane Harbinson). City Staff: Wendy Walsh, 974-7719.

Ordinance No. 020801-57 was approved.

58. C14-02-0055 – Approve second/third reading of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1401 South Pleasant Valley Road (Country Club Creek Watershed) from GO, General Office district, zoning to GR-CO, Community Commercial-Conditional Overlay Combining district, zoning. First Reading on June 27, 2002; Vote: 7-0. Conditions met as follows: No conditions were imposed by Council at first ordinance reading. Applicant and Property Owner: Gerald Daugherty. Agent: Bury and Partners (Glenn Barton). City Staff: Annick Beaudet, 974-2975.

Ordinance No. 020801-58 was approved.

59. Approve an ordinance issuing a free lifetime swim pass for Barton Springs Pool to Dr. Jirina Koseticky. (Recommended by Parks and Recreation Advisory Board.)

Ordinance No. 020801-59 was approved.

60. Set a public hearing on the continuance of Chapter 10-7, concerning night and daytime curfews for juveniles. (Suggested date and time: August 8, 2002 at 6:00 p.m.)
The motion setting the public hearing was approved.
61. Authorize negotiation and execution of a thirty-six month lease renewal of approximately 2,100 square feet of health clinic space located at 5405 S. Pleasant Valley Road, Suite C, from PLEASANT VALLEY PLAZA, LLC, Austin, Texas, for the Health & Human Services Department's Women, Infants and Children (WIC) Program, in an amount not to exceed \$94,500. (Funding in the amount of \$3,811.50 is available in the Fiscal Year 2001-2002 Operating Budget of the Health and Human Services Department. Funding for the remaining thirty-four and one-half months of the original contract period is contingent upon available funding in future budgets.)
The motion authorizing the negotiation and execution of a lease renewal was approved.
62. Authorize negotiation and execution of an eighty-four month lease of approximately 8,850 square feet of laboratory space located at 14050 Summit Drive, Suite 121, from LEND LEASE REAL ESTATE INVESTMENTS, INC., Atlanta, Georgia, to be used by the Water & Wastewater Utility's Laboratory Services Division, in an amount not to exceed \$1,332,400.49. (Funding in the amount of \$7,639.32 was included in the Fiscal Year 2001-2002 Operating Budget of the Water and Wastewater Utility. Funding for the remaining eighty-three and one-half months of the original contract period is contingent upon available funding in future budgets.)
The motion authorizing the negotiation and execution of a lease was approved.
63. Authorize payment to the TEXAS DEPARTMENT OF TRANSPORTATION for the City's 10% participation of the right-of-way acquisition for the U.S. Highway 183 Project, from East of US 290 to S.H. 71, in accordance with the June 27, 1986 Agreement for Right-of-Way Procurement, in an amount not to exceed \$70,319.50. (Funding is available in the 2000-2001 Amended Capital Budget of the Transportation, Planning & Sustainability Department.)
The motion authorizing the payment for the right-of-way acquisition was approved.
- Item 64 was discussed earlier in the meeting.**
65. Approve execution of a construction contract with HAEGELIN CONSTRUCTION CO., LTD., Austin, Texas, for water and wastewater improvements to the Eubank Acres Subdivision, in the amount of \$3,579,664.50, and a contingency of \$357,966.45, for a total contact amount not to exceed \$3,937,630.95. (Funding in the amount of \$3,937,630.95 is available in the 2001-2002 Amended Capital Budget of the Water & Wastewater Utility.) (Recommended by Water & Wastewater Commission.) Lowest of the four bids received. 26.01% MBE, 8.46% subcontracting participation.
The motion authorizing the execution of a contract was approved.
66. Approve execution of a construction contract with the HINDERER COMPANY, Austin, TX, for the West University Area Overflow Abatement Project, in the amount of \$1,052,083.34 and \$105,208.33 contingency, for a total contact amount not to exceed \$1,157,291.67. (Funding in the amount of \$1,157,291.67 is available in the 2001-2002 Amended Capital Budget of the Water & Wastewater Utility.) (Recommended by Water & Wastewater Commission.) Low bid of three bids received. 13.54% MBE, 6.46% WBE subcontracting participation.
The motion authorizing the execution of a contract was approved.
67. Approve execution of a construction contract with SOUTHWEST CORPORATION, Austin, Texas, for Women's Locker Room Additions at Fire Stations #3, #4, #15 & #25, in the amount of

\$271,000. (Funding is available in the 2001-2002 Amended Capital Budget of the Austin Fire Department.) Lowest of the three bids received. 29.29% MBE 13.25% WBE subcontracting participation.

The motion authorizing the execution of a contract was approved.

68. Approve execution of a construction contract with UNITED RENTALS HIGHWAY TECHNOLOGIES, L.P., Austin, Texas, for removing old, fabricating and installing new bicycle route and map signs along identified routes throughout the City of Austin, as part of the Priority 1 Bicycle Route Signing Project, for a total amount not to exceed \$110,483.29. (Funding is available in the 1998-1999 Amended Capital Budget of the Transportation, Planning & Sustainability Department.) Lowest of six bids received. This contract will be awarded in accordance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting goals were established for this solicitation, as no subcontracting opportunities had been identified.

The motion authorizing the execution of a contract was approved.

69. Approve execution of a contract with SHELL SOLAR INDUSTRIES, LP, Camarillo, CA, for the purchase of solar photovoltaic modules in an amount not to exceed \$166,400. (Funding in the amount of \$166,400 is available in the 2001-2002 Amended Capital Budget for the Electric Utility Department.) Low bid of 6 bids received. This contract will be awarded in compliance with the MBE/WBE Ordinance. No subcontracting opportunities were identified; therefore MBE/WBE goals were not established for this solicitation. This contract is for the purchase of commodities, with direct delivery by the manufacturer.

The motion authorizing the execution of a contract was approved.

70. Approve negotiation and execution of a contract with ATLAS COPCO COMPTREC, INC., Voorheesville, NY for the purchase of a fuel gas compressor for the Sand Hill Energy Center in an amount not to exceed \$927,750. (Funding is available in the 2001-2002 Amended Capital Budget for the Electric Utility Department.) Best Proposal/Six Proposals Received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore no MBE/WBE goals were established for this solicitation. This contract is for a commodity purchase, with direct delivery by the manufacturer.

The item was postponed to August 8, 2002.

71. Approve negotiation and execution of a contract with POWELL ELECTRICAL MANUFACTURING COMPANY, Houston, TX, for the purchase of auxiliary electrical equipment for the Sand Hill Energy Center in an amount not to exceed \$3,018,673, with the option to purchase the river water electrical compartment in an amount not to exceed \$450,319, for a total contract amount not to exceed \$3,468,992. (Funding in the amount of \$3,468,992 is available in the 2001-2002 Amended Capital Budget for the Electric Utility Department.) Best Evaluated Proposer of four Proposals Received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore no MBE/WBE goals were established for this solicitation. This contract is for a commodity purchase, with direct delivery by the manufacturer.

The motion authorizing the negotiation and execution of a contract was approved.

72. Approve execution of a 12-month service agreement with MAJESTIKLEEN, INC. (MBE-MA), Austin, TX to provide janitorial services for five Health and Human Services Department sites in an amount not to exceed \$179,880 with two 12 month extension options in an amount not to exceed \$179,880 per extension, for a total contract amount not to exceed \$539,640. (Funding in the amount of \$14,990 was included in the 2001-2002 Approved Operating Budget of the Building Services Division of the Finance and Administrative Services Department.)

Low responsive bid of three bids received. This contract will be awarded in accordance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

The motion authorizing the execution of a service agreement was approved.

73. Approve execution of a 12-month supply agreement with CARBONITE FILTER CORPORATION, Delano, Pennsylvania, to provide anthracite filter material for the Water and Wastewater Utility, in an amount not to exceed \$70,950 with two 12-month extension options in an amount not to exceed \$70,950 per extension, for a total contract amount not to exceed \$212,850. (Funding in the amount of \$5,912.50 is available in the 2001-2002 Approved Operating Budget of the Water and Wastewater Utility Funding for the remaining eleven months of the original contract period and extension options will be contingent upon available funding in future budgets.) Low bid/three bids received. This contract will be awarded in accordance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore, no goals were established.
- The motion authorizing the execution of a service agreement was approved.**
74. Approve execution of a 12-month service agreement with H. L. CHAPMAN CONSTRUCTION, Leander, Texas to provide rock-sawing services for the Water and Wastewater Utility, in an amount not to exceed \$159,687.50 with two 12-month extension options in an amount not to exceed \$159,687.50 per extension, for a total contract amount not to exceed \$479,062.50. (Funding in the amount of \$26,614.58 is available in the 2001-2002 Amended Capital Budget of the Water and Wastewater Utility. Funding for the remaining ten months of the original contract period and extension options will be contingent upon available funding in future budgets.) Low bid/Two bids received. This contract will be awarded in accordance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore, no goals were established.
- The motion authorizing the execution of a service agreement was approved.**
75. Approve execution of a professional services agreement with LAND DESIGN STUDIO, Austin, Texas, for the IH-35 Air Rights Study, for the Transportation, Planning & Sustainability Department in an amount not to exceed \$59,000. (Funding available in the 2001-2002 Operating Budget of the Transportation, Planning and Sustainability Department.) This contract will be awarded in accordance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore, no goals were established.
- The item was postponed indefinitely.**
76. Approve submittal of grant application to the Capital Area Planning Council (CAPCO) under the 2002 Regional Solid Waste Grant Program for \$43,000 to purchase a hazardous materials storage building for the Household Hazardous Waste Collection Facility. [Funding is from the 2002 Regional Solid Waste Grant Program (CAPCO and Texas Natural Resource Conservation Commission)]
- The motion authorizing the submittal of a grant application was approved.**
77. Approve submittal of grant application to the Capital Area Planning Council (CAPCO) under the 2002 Regional Solid Waste Grant Program for \$30,000 to develop a public education campaign addressing the proper manner with which to dispose of hypodermic needles and sharps from home health care. In addition, provisions would be made to accept hypodermic needles and sharps from residents at the Household Hazardous Waste Collection Facility. [Funding is from the 2002 Regional Solid Waste Grant Program (CAPCO and Texas Natural Resource Conservation Commission)]
- The motion authorizing the submittal of a grant application was approved.**

78. Approve an ordinance to amend Section 16-4-33 - Speed Limits of the City Code by adding Beckett Road from New Horizons Lane to Davis Lane to the list of streets having a maximum speed limit of 40 miles per hour. (Funding in the amount of \$200 is available in the 2001-2002 Operating Budget of the Transportation, Planning and Sustainability Department for installation of the appropriate speed limit signs.)
Ordinance No. 020801-78 was approved.
79. Approve an ordinance to amend sections 16-4-32 and 16-4-35- Speed Limits of the City Code by adding Giles Lane from U.S. 290 East to Braker Lane/Blue Goose Road to the list of streets having a maximum speed limit of 50 miles per hour, and from Braker Lane/Blue Goose Road to Harris Branch Parkway to the list of streets having a maximum speed limit of 35 miles per hour. (Funding in the amount of \$750 is available in the 2001-2002 Operating Budget of the Transportation Division for the posting of appropriate speed limit signs.)
Ordinance No. 020801-79 was approved.
80. Approve an ordinance to amend Section 16-4-15 - Speed Limits of the City Code by adding Ember Glen Drive from 166 feet west of Boulder Lane to 175 feet west of Brista Way to the list of streets having a maximum speed limit of 20 miles per hour during certain times. (Funding in the amount of \$500 is available in the 2001-2002 Operating Budget of the Child Safety Section of the Transportation Division for the posting of appropriate speed limit signs.)
Ordinance No. 020801-80 was approved.
81. Approve an ordinance to amend Section 16-4 -15 - Speed Limits of the City Code, by adding Rogge Lane from 100 feet west of Ridgemont Drive to Westminster Drive to the list of streets having a maximum speed limit of 20 miles per hour during certain times. (Funding in the amount of \$600 for the installation of signs and markings is available in the 2001-2002 Child Safety Fund for the Transportation, Planning and Sustainability Department.)
Ordinance No. 020801-81 was approved.
82. Approve an ordinance to amend Section 16-4 -15 - Speed Limits of the City Code by adding Westminster Drive from 215 feet south of Greenbrook Parkway to Rogge Lane to the list of streets having a maximum speed limit of 20 miles per hour during certain times for students attending Blanton Elementary School. (Funding in the amount of \$500 for the installation of signs and markings is available in the 2001-2002 Child Safety Fund for the Transportation, Planning & Sustainability Department.)
Ordinance No. 020801-82 was approved.
83. Approve an ordinance to amend Sections 16-4-33 and 16-4-34 - Speed Limits, of the City Code by adding North Lake Creek Parkway from 800 feet south of Lakeline Boulevard to the north terminus approximately 500 feet north of Lakeline Boulevard to the list of streets having a maximum speed limit of 40 miles per hour, and North Lake Creek Parkway from R.M. 620 to 800 feet south of Lakeline Boulevard to the list of streets having a maximum speed limit of 45 miles per hour. (Funding in the amount of \$1,000 is available in the 2001-2002 Operating Budget of the Transportation, Planning and Sustainability Department for installation of the appropriate speed limit signs.)
Ordinance No. 020801-83 was approved.
84. Approve execution of a construction contract with AARON CONCRETE CONTRACTORS, Austin, Texas, (MBE/MH 72.20%), for street improvements on Riverside Drive at Pleasant Valley Road and at Wickersham Lane, in the amount of \$192,197.97. (Funding in the amount of \$88,780.22 is included in the Fiscal Year 2002-2003 Capital Budget of the Transportation,

Planning & Sustainability Department.) Lowest of six bids received. 7.43% WBE subcontracting participation.

The motion authorizing the execution of a contact was approved.

85. Set public hearings for the full purpose annexation of the following annexation areas:
Interport South (Approximately 135 acres in Travis County south of SH 71 approximately 495 feet east of FM 973).
Robertson Tract (Approximately 143 acres in Travis County north of US 290 East and approximately three tenths of a mile west of the intersection of US 290 East and Giles Ln).
Kallestad Tract (Approximately 11 acres located in Travis County north of FM 2222 approximately seven tenths of a mile east of the intersection of FM 2222 and Riverplace Blvd).
Tumbleweed Hill (Approximately 17 acres in Travis County north of FM 2222 approximately one mile east of the intersection of FM 2222 and Riverplace Blvd).
Jamail Tract (Approximately 33 acres in Travis County north of FM 2222 approximately one mile east of the intersection of FM 2222 and Riverplace Blvd). Suggested dates and times: August 22, 2002 at 6.p.m., Lower Colorado River Authority Hancock Building August 29, 2002 at 6.p.m., Lower Colorado River Authority Hancock Building (Financial data will be submitted with the annexation RCA.)
The motion setting the public hearings was approved.
86. Approve an ordinance to ratify the acceptance of \$20,101.96 in grant funding from the Texas On-Site Wastewater Treatment Research Council for the development of data related to high strength wastewater from food service establishments; amend Ordinance 010910-1, the 2001-2002 Amended Operating Budget; amending the Special Revenue Fund by appropriating \$20,101.96 in grant funds for the Water and Wastewater Utility's special revenue fund. (The Texas On-Site Wastewater Treatment Research Council will provide funding in the amount of \$20,101.96. No matching City funds are required. Grant term is June 28, 2002 to August 31, 2002.)
Ordinance No. 020801-86 was approved.
87. Authorize the City Manager or her designee to negotiate and execute an interlocal agreement with the City of Manor (Manor) to allocate costs and project responsibilities associated with the future construction of a 1.5 MGD City of Austin interim wastewater treatment plant (WWTP) on the site of the existing Manor WWTP; authorize the City Manager or her designee to negotiate and execute an agreement for wholesale wastewater service to commence after construction of the City of Austin interim WWTP. (The estimated gross revenues generated from wholesale wastewater service to Manor over the term of the contract are \$7 million. The estimated future construction cost of the interim WWTP is \$8.2 million. A separate City Council action will be requested, at a later date, for the engineering and construction of the first phase of the interim WWTP.) (Recommended by Water and Wastewater Commission.)
The motion authorizing the negotiation and execution of an Interlocal Agreement was approved.
88. Amend Resolution No. 020627-98 to increase the not to exceed amount of the Interlocal Agreement with Texas Parks and Wildlife for hydrilla control to \$54,600.00. Under the interlocal agreement, the City will pay the entire cost and will be reimbursed for 50% (\$27,300.00) by Texas Parks and Wildlife Department. The City's net expenditure will not exceed the original Council approved not to exceed amount of \$27,300.00. The amount of \$54,600.00 is included in 2001-2002 Operating Budget of the Watershed Protection and Development Review Department
Resolution No. 020801-88 was approved.

Items 89 and 90 were pulled for discussion.

Items 91 and 92 were set for a time certain of 4:00 p.m.

Items 93 to 98 were public hearings set for 6:00 p.m.

99. Appointments to Boards and Commissions

The following appointments were made:

Arts Center Stage

Toya Haley	appointment	Consensus
Courtney Johnson	appointment	Consensus

Commission on Immigrant Affairs

Nicholas S. Tran	appointment	Consensus
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Electric Utility Commission

Linda L. Shaw	reappointment	Consensus
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Environmental Board

Connie L. Seibert	reappointment	Goodman
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Historic Landmark Commission

Jean Mather	appointment	Consensus
David B. West (Heritage Society Representative)	appointment	Consensus

Mechanical, Plumbing and Solar Board

Gerardo Garza	reappointment	Consensus
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Resource Management Commission

Paul E. Moore	reappointment	Thomas
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Robert Mueller Municipal Airport Plan

Implementation Advisory Commission

Rob Q. Carruthers (Commercial Finance Rep.)	appointment	Consensus
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Solid Waste Advisory Commission

Gerard Acuna	reappointment	Alvarez
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Urban Forestry Commission

Heidi J. Dues	appointment	Consensus
Deborah L. Russell	reappointment	Goodman

Urban Renewal Board

Anthony J. Nelson	reappointment	Mayor
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Zoning and Platting Commission

Melissa Whaley	appointment	Dunkerley
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Mayor Garcia recessed the Council Meeting at 3:06 p.m. to go into the Board of Director's Meeting of the Austin Housing Finance. See separate minutes.

Mayor Garcia called the regular City Council meeting back to order at 3:46 p.m.

DISCUSSION ITEMS

55. C814-01-0038 – Parmer/Walnut Creek P.U.D. – Approve second reading of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as the 1200 Block of Parmer Lane (Walnut Creek Watershed) from SF-6, Townhouse and Condominium Residence district, zoning, RR, Rural Residence district, zoning and LO, Limited Office district, zoning to P.U.D., Planned Unit Development district, zoning. First reading on November 29, 2001; Vote: 7-0. Applicants: FSKMS Ranch Ltd. (John Scofield, Edgar and Linda Perry, Vernon Scofield, and Glen and Martha Chilek). Agent: Armbrust Brown, L.L.P. (Richard Suttle, Jr.). City Staff: Sherri Gager, 974-3057. (Continued from 6/27/02 and 7/18/02)
This item was postponed to August 8, 2002, at Council's request, on Mayor Pro Tem Goodman's motion, Mayor Garcia's second on a 7-0 vote.
52. Approve a resolution to adopt the Action Plan, 2002-2003, as required by federal law (24 CFR 91.1) and the community development program as required by Chapter 373 of the Local Government Code, which serves as the application for and acceptance of four entitlement grants from the U.S. Department of Housing and Urban Development (HUD). [Funding in the amount of \$13,239,000 is available from four HUD entitlement grants: \$8,500,000 from Community Development Block Grant (CDBG); \$3,501,000 from HOME Investment Partnerships (HOME); \$290,000 from Emergency Shelter Grant (ESG), and \$948,000 from Housing Opportunities for Persons with AIDS (HOPWA). In addition, \$1,261,000 in CDBG Program Income, \$500,000 in HOME Program Income, and \$130,000 in CDBG revolving funds are included. All funding is included in the Department's Fiscal Year 2002/2003 budget request.]
Resolution No. 020801-52 was approved on Council Member Slusher's motion, Council Member Thomas' second on a 7-0 vote.
53. Approve a resolution amending the City's 2001/2002 Community Development Program and federal annual Action Plan to reprogram \$2,170,000 for new uses. [Prior-year Community Development Block Grant (CDBG) funds in the amount of \$770,000 from the Owner-Occupied Housing-Homeowner Moderate Rehabilitation program, \$400,000 from the Rental Housing-Acquisition and Development Program, and \$1,000,000 from the Public Facilities-Homeless Shelter program.] [Reviewed by Community Development Commission (CDC)]
Resolution No. 020801-53 was approved on Council Member Slusher's motion, Council Member Thomas' second on a 7-0 vote.
89. Approve an ordinance on second/third reading adding a new Section 16-5-22 and amending Section 16-5-98 of the City Code related to parking in a front or side yard of a residential property. (Council Members Danny Thomas and Betty Dunkerley and Mayor Gus Garcia)
The second reading of the ordinance was approved on Council Member Thomas' motion, Council Member Wynn's second on a 6-0 vote. Council Member Slusher was off the dais. Staff was directed to complete the following before the third reading: assure that the parking ordinance is included as one of the tools of neighborhood planning; have the ordinance apply to neighborhood districts (or sub-districts); address boundaries for neighborhood associations (specifically to address the lack of standards for neighborhood association boundaries); recognize that over time the yard parking issue should be determined through the neighborhood planning process; and provide a transition from the process currently provided in the proposed ordinance to the neighborhood planning process. That is, for neighborhoods with an approved neighborhood plan, the plan must be amended to include this option and the amendment should be approved in the same manner that the neighborhood plan was approved. For neighborhoods without a neighborhood plan or with the plan in development, the neighborhood may opt in on a temporary basis by approving the amendment in the same manner that the future neighborhood plan will be

approved. The option for the parking ordinance must be included in the plan when Council approves it or the ordinance no longer applies.

90. Approve a resolution authorizing the City Manager to negotiate and execute an interlocal agreement with other governmental entities to participate in the Greater Austin Chamber of Commerce's Project American Dream regarding the use of tax-foreclosed properties for affordable housing. (The Community Development Commission passed a resolution supporting this action at their July 16, 2002 meeting). (Mayor Pro Tem Jackie Goodman, Council Member Raul Alvarez and Council Member Betty Dunkerley)
This item was postponed to August 22, 2002 on Mayor Pro Tem Goodman's motion, Mayor Garcia's second on a 7-0 vote.

ZONING HEARINGS AND APPROVAL OF ORDINANCES/RESTRICTIVE COVENANTS

The following items were acted on by one motion. No separate discussion or action occurred on any of the items. The public hearings were closed and consent items were approved on Council Member Wynn's motion, Mayor Pro Tem Goodman's second by a 7-0 vote.

- Z-1. C14R-83-138 (RCA) – Conduct a public hearing and approve a restrictive covenant amendment for the property locally known as 1606 Nelms Drive (Williamson Creek Watershed). Zoning and Platting Commission Recommendation: To grant the restrictive covenant amendment. Applicant and Property Owner: Irvin A. Ebaugh, Jr. Agent: Robert D. Wunsch Development (Theresa Canchola). City Staff: Wendy Walsh, 974-7719.
The amendment to the restrictive covenant was approved.
- Z-2. C14H-01-0015 – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1510 San Antonio Street (Shoal Creek Watershed) from DMU-CO, Downtown Mixed Use-Conditional Overlay Combining district, zoning to DMU-H-CO, Downtown Mixed Use-Historic-Conditional Overlay Combining district, zoning and to change a condition of zoning. Zoning and Platting Commission Recommendation: To grant Downtown Mixed Use-Historic-Conditional Overlay Combining district, zoning. Applicant and Agent: Mike McGinnis. City Staff: Glenn Rhoades, 974-2775, and Barbara Stocklin, Transportation, Planning and Sustainability Department, 974-2414.
The first reading of the ordinance for DMU-H-CO, Downtown Mixed Use-Historic-Conditional Overlay Combining district, zoning was approved.
- Z-3. C14-01-0106 – Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 800 West Slaughter Lane (Slaughter Creek Watershed) from DR, Development Reserve district, zoning to MF-2-CO, Multi-family Residence Low Density-Conditional Overlay Combining district, zoning with conditions. Second reading on January 31, 2002; Vote: 7-0. First reading on November 29, 2001; Vote: 7-0. Conditions met as follows: Conditional Overlay incorporates the conditions imposed by City Council at second ordinance reading. Applicant and Property Owner: Jack Moore. City Staff: Wendy Walsh, 974-7719.
Ordinance No. 020801-Z3 adopting MF-2-CO, Multi-family Residence Low Density-Conditional Overlay Combining district, zoning with conditions was approved.

Z-4 was pulled for discussion.

- Z-5. C14-02-0042 – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 9007 Manchaca Road (South Boggy / Slaughter Creek Watersheds) from DR, Development Reserve district, zoning to LR,

Neighborhood Commercial district, zoning. Zoning and Platting Commission Recommendation: To grant LO-MU-CO, Limited Office-Mixed Use-Conditional Overlay Combining district, zoning. Property Owner: Jackson Properties (James Terrance Jackson). Agent: Boardwalk Properties (Terry Jackson). City Staff: Wendy Walsh, 974-7719.

This item was postponed to August 22, 2002 at the request of the applicant.

- Z-6. C14-02-0061 – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2101 West Slaughter Lane (Slaughter Creek Watershed) from SF-2, Single Family Residence Standard Lot district, zoning to NO-CO, Neighborhood Office-Conditional Overlay Combining district, zoning. Zoning and Platting Commission Recommendation: To grant NO-CO, Neighborhood Office-Conditional Overlay Combining district, zoning. Applicant: Russell Robertson. Agent: Chris Sanders. City Staff: Glen Rhoades, 974-2775. (Continued from 7/11/02)

Ordinance No. 020801-Z6 for NO-CO, Neighborhood Office-Conditional Overlay Combining district, zoning was approved.

Z-7 was pulled for discussion.

- Z-8. C14-02-0069 – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 7612 Cooper Lane (South Boggy Creek Watershed) from DR, Development Reserve district, zoning to LO, Limited Office district, zoning. Zoning and Platting Commission Recommendation: To grant NO-MU-CO, Neighborhood Office-Mixed Use-Conditional Overlay Combining district, zoning with conditions. Property Owner: New Life Assembly of God, Inc. (Tim Lord). Agent: Vincent Gerard & Associates (Vincent G. Huebinger). City Staff: Wendy Walsh, 974-7719.

The first reading of the ordinance for NO-MU-CO, Neighborhood Office-Mixed Use-Conditional Overlay Combining district, zoning with conditions was approved.

- Z-9. C14-02-0080 – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 516 East Slaughter Lane (Onion Creek Watershed) from I-RR, Interim - Rural Residence district, zoning to MF-2, Multi-family Residence - Low density district, zoning. Zoning and Platting Commission Recommendation: To grant MF-2, Multi-family Residence - Low density district, zoning. Property Owner: South Austin Land Venture, Ltd. (Michael D. Atlas). Agent: The Faust Group (Bill Faust). City Staff: Wendy Walsh, 974-7719.

The first reading of the ordinance for MF-2, Multi-family Residence - Low-density district, zoning was approved.

- Z-10. C14-02-0090 – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 1527 State Highway 71 East (Carson Creek Watershed) from I-SF-2, Interim-Single Family Residence Standard Lot, district, zoning to CS, General Commercial Services district, zoning. Zoning and Platting Commission Recommendation: To grant CS, General Commercial Services district, zoning. Applicants and Property Owners: Harold and Doris Hammons. Agent: Brown McCarroll (Nikelle Meade). City Staff: Annick Beudet, 974-2975.

Ordinance No. 020801-Z10 for CS, General Commercial Services district, zoning was approved.

ZONING DISCUSSION ITEMS

- Z-4. C14-02-0001 – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 5209 - 5211 Wasson Road (Williamson

Creek Watershed) from RR, Rural Residence district, zoning to CS, General Commercial Services district, zoning to MF-1, Multi-family Residence Limited Density district, zoning. Zoning and Platting Commission Recommendation: To deny MF-1, Multi-family Residence Limited Density district, zoning. Applicant and Property Owner: MC Venture (David R. McCormick). Agent: Conley Engineering, Inc. (Carl Conley, P.E.). City Staff: Wendy Walsh, 974-7719. (Continued from 6/27/02 and July 18, 2002).

The public hearing was closed on Council Member Wynn's motion, Council Member Slusher's second by a 7-0 vote.

The request for rezoning was denied on Council Member Wynn's motion, Council Member Slusher's second on a 7-0 vote.

- Z-7. C14-02-0064 – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 2504 Lark Glen Lane (Bear Creek Watershed) from I-RR, Interim - Rural Residence district, zoning to NO-MU, Neighborhood Office - Mixed Use district, zoning. Zoning and Platting Commission Recommendation: To grant SF-2, Single Family Residence - Standard Lot district, zoning. Applicants and Property Owners: Vincent Shelby and Michelle E. Stanfield. City Staff: Wendy Walsh, 974-7719.

The public hearing was closed on Council Member Slusher's motion, Council Member Dunkerley's second on a 5-0 vote, with Mayor Pro Tem Goodman, and Council Member Thomas off the dais.

The first reading of the ordinance for SF-2, Single Family Residence – Standard Lot district zoning was approved on Council Member Wynn's motion, Council Member Dunkerley's second on a 7-0 vote.

14. Approval of minutes from the work session of July 17, 2002 and regular meeting of July 18, 2002.

The minutes from the work session of July 17, 2002 and regular meeting of July 18, 2002 were approved on Council Member Thomas' motion, Council Member Alvarez's second on a 7-0 vote.

Mayor Garcia recessed the meeting at 5:30 p.m. in order to go into Executive Session.

EXECUTIVE SESSION

1. Discuss legal issues related to *Save Our Springs Alliance and Circle C Neighborhood Association v. The City of Austin, Circle C Land Corporation and Stratus Properties, Inc.*, Cause Number GN202018 in the 261st Judicial District Court of Travis County, Texas and legal issues related to the Circle C Land Corp. (Stratus) proposed Settlement Agreement.
2. Discuss legal issues related to *Longhorn Partners Pipeline, L.P. v. City of Austin, et. al, No. A-02-CA-001-SS and Ethel Spiller, et. al v. Longhorn Partners Pipeline, L.P., et. al.*, Case No. A 98 CA 55 SS, in the United States District Court for the Western District of Texas, Austin Division, and other legal issues related to hazardous pipelines.

Executive Session ended and Mayor Garcia called the Council Meeting back to order at 7:03 p.m.

PUBLIC HEARINGS AND POSSIBLE ACTION

91. Conduct a public hearing and approve an ordinance amending the Austin Tomorrow Comprehensive Plan by adopting the Upper Boggy Creek Neighborhood Plan for the area

bounded by the former Robert Mueller Municipal Airport site to the north, Airport Boulevard and Walnut and Cedar Avenues to the east, MLK Jr. Boulevard and Manor Road to the south, and IH-35 and the University of Texas to the west. (There is no fiscal impact associated with adopting the Upper Boggy Creek Neighborhood Plan. An estimate of the fiscal impact to implement all of the recommendations in the plan is \$7,623,500. This plan is advisory and does not legally obligate the Council to implement any particular recommendation.)

The public hearing was closed on Council Member Wynn's motion, Council Member Slusher's second on a 7-0 vote.

Ordinance No. 020801-91 was approved as follows on Mayor Pro Tem Goodman's motion, and Council Member Dunkerley's second on a 7-0 vote. The ordinance allows secondary apartments in Cherrywood subdistrict and Small Lot Amnesty for entire planning area. Tract 3 is left as Office, and Tracts 16 & 17 are postponed by Council to 8/22/02.

92. C14-02-0057 – Upper Boggy Creek Neighborhood Plan Rezoning – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as the area bounded on the north by the former Robert Mueller Municipal Airport, on the west by IH-35 and the University of Texas, on the south by MLK Jr. Boulevard and Manor Road, and on the east by Airport Boulevard (Upper Boggy Creek Watershed). The proposed zoning change will: 1) add a NP, Neighborhood Plan Combining District (NPCD) to each base zoning district in the plan area; 2) permit the secondary apartment and small lot amnesty special uses on any lot in the area; 3) permit a neighborhood mixed use building special use for Tracts 4-7, 12, 13, 19, 22-27, 29, 33-34, 36a, 36b, 37, 40-43, 45-46, 52a, 52b, 53-60, 62-63; 4) permit neighborhood urban center special use for Tracts 7, 58-59, 62; 5) add a conditional overlay (CO) combining district for 54 tracts, including Tracts 2-9, 11-14, 19-20, 22-29, 31-34, 36a, 36b, 37-38, 40-46, 52a, 52b, 53-56, 57a, 57b, 57c, 57d, 57e, 58-63; and 6) change the base zoning districts on 68 tracts of land: from: Single Family Residence Standard Lot (SF-2) district, Family Residence (SF-3) district, Multi-Family Residence-Medium Density (MF-3) district, Multifamily Residence Moderate-High Density (MF-4) district, Limited Office (LO) district, Neighborhood Office-Historic Combining (NO-H) district, General Office (GO) district, Neighborhood Commercial (LR) district, Community Commercial (GR) district, General Commercial Services (CS) district, Commercial-Liquor Sales (CS-1) district, and Limited Industrial Service (LI) district, zoning; to: Family Residence-Neighborhood Plan Combining (SF-3-NP) district, Multi-family Residence-Medium Density-Neighborhood Plan Combining (MF-3-NP) district, Multifamily Residence Moderate-High Density-Neighborhood Plan Combining (MF-4-NP) district, Limited Office-Conditional Overlay-Neighborhood Plan Combining (LO-CO-NP) district, Limited Office-Mixed Use-Conditional Overlay-Neighborhood Plan Combining (LO-MU-CO-NP) district, Limited Office-Historic-Mixed Use-Conditional Overlay-Neighborhood Plan Combining (LO-H-MU-CO-NP) district, General Office-Conditional Overlay-Neighborhood Plan Combining (GO-CO-NP) district, Neighborhood Commercial-Conditional Overlay-Neighborhood Plan Combining (LR-CO-NP) district, Neighborhood Commercial-Mixed Use-Conditional Overlay-Neighborhood Plan Combining (LR-MU-CO-NP) district, Community Commercial-Mixed Use-Conditional Overlay-Neighborhood Plan Combining (GR-MU-CO-NP) district, Community Commercial-Conditional Overlay-Neighborhood Plan Combining (GR-CO-NP) district, General Commercial Services-Conditional Overlay-Neighborhood Plan Combining (CS-CO-NP) district, General Commercial Services-Mixed Use-Neighborhood Plan Combining (CS-MU-NP) district, General Commercial Services-Mixed Use-Conditional Overlay-Neighborhood Plan Combining (CS-MU-CO-NP) district, Commercial Liquor Sales- Mixed Use-Conditional Overlay-Neighborhood Plan Combining (CS-1-MU-CO-NP) district, and Limited Industrial Service-Conditional Overlay-Neighborhood Plan Combining (LI-CO-NP) district, zoning. Planning Commission Recommendation: To grant Family Residence-Neighborhood Plan Combining (SF-3-NP) district,

Multi-family Residence-Medium Density-Neighborhood Plan Combining (MF-3-NP) district, Multifamily Residence Moderate-High Density-Neighborhood Plan Combining (MF-4-NP) district, Limited Office-Conditional Overlay-Neighborhood Plan Combining (LO-CO-NP) district, Limited Office-Mixed Use-Conditional Overlay-Neighborhood Plan Combining (LO-MU-CO-NP) district, Limited Office-Historic-Mixed Use-Conditional Overlay-Neighborhood Plan Combining (LO-H-MU-CO-NP) district, General Office-Conditional Overlay-Neighborhood Plan Combining (GO-CO-NP) district, Neighborhood Commercial-Conditional Overlay-Neighborhood Plan Combining (LR-CO-NP) district, Neighborhood Commercial-Mixed Use-Conditional Overlay-Neighborhood Plan Combining (LR-MU-CO-NP) district, Community Commercial-Mixed Use-Conditional Overlay-Neighborhood Plan Combining (GR-MU-CO-NP) district, Community Commercial-Conditional Overlay-Neighborhood Plan Combining (GR-CO-NP) district, General Commercial Services-Conditional Overlay-Neighborhood Plan Combining (CS-CO-NP) district, General Commercial Services-Mixed Use-Neighborhood Plan Combining (CS-MU-NP) district, General Commercial Services-Mixed Use-Conditional Overlay-Neighborhood Plan Combining (CS-MU-CO-NP) district, Commercial Liquor Sales- Mixed Use-Conditional Overlay-Neighborhood Plan Combining (CS-1-MU-CO-NP) district, and Limited Industrial Service-Conditional Overlay-Neighborhood Plan Combining (LI-CO-NP) district, zoning with conditions. City Staff: Mark Walters, Neighborhood Planning & Zoning Department, 974-7695; Annick Beaudet, Neighborhood Planning & Zoning Department, 974-2975. (Continued from May 23, 2002)

The public hearing was closed on Council Member Wynn's motion, Council Member Slusher's second on a 7-0 vote.

Ordinance No. 020801-92, as recommended by the Planning Commission and with staff's recommendation of allowing the secondary apartment special use in the Cherrywood Subdistrict and the small lot amnesty special use in the entire upper Boggy Creek planning area, and with the following exceptions was approved on Mayor Garcia's motion, and Council Member Dunkerley's second on a 7-0 vote. The exception were that Tract 3 was zoned LO-NP and Tracts 16 & 17 were postponed to 8/22/02.

93. Conduct a public hearing to consider a resolution waiving the minimum distance requirement of City Code Section 8-3-4(A) between an existing restaurant, Juan In a Million, located at 2300 East Cesar Chavez, which is proposing to add the sale of alcoholic beverages, and the Church of Christ located at 2305 East Cesar Chavez.

The public hearing was closed on Council Member Slusher's motion, Council Member Alvarez's second on a 6-0 vote. Mayor Pro Tem Goodman was off the dais.

Resolution No. 020801-93, granting the waiver because enforcement of the distance requirement is not effective or necessary and the prohibition is not in the best interest of the community, because the hours the alcohol will be consumed and the hours the church conducts their activities do not coincide and conflict, was approved on Council Member Dunkerley's motion, Council Member Slusher's second on a 5-1 vote. Council Member Thomas voted No and Mayor Pro Tem Goodman was off the dais.

94. Conduct a public hearing to consider a resolution waving the minimum distance requirement of City Code Section 8-3-4(A) between a proposed bar at 120 West 5th and American Youthworks, a public school located at 216 East 4th Street.

The public hearing was closed on Council Member Slusher's motion, Council Member Wynn's second on a 6-0 vote. Mayor Pro Tem Goodman was off the dais.

Resolution No. 020801-94, granting the waiver, was approved on Council Member Slusher's motion, Council Member Wynn's second on a 6-1 vote. Council Member Thomas voted No.

95. Conduct a public hearing to consider a resolution waiving the minimum distance requirement of City Code Section 8-3-4(B), between a proposed bar at 217 Congress Avenue and *Escuelita del Alma Learning Center*, a day-care facility, at 213 Congress Avenue.
The public hearing was closed on Council Member Slusher's motion, Council Member Dunkerley's second on a 7-0 vote.

Resolution No. 020801-95, granting the waiver, was approved on Council Member Wynn's motion, Council Member Alvarez' second on a 6-1 vote. Council Member Thomas voted No.

96. Conduct a public hearing and consider a variance request to allow placement of a manufactured home in the 100-year and 25-year floodplains of Onion Creek at 6910 Onion Crossing Drive.
The public hearing was closed on Mayor Pro Tem Goodman's motion, Council Member Wynn's second on a 7-0 vote.

Ordinance No. 020801-96, denying the variance, was approved on Council Member Wynn's motion, Mayor Garcia's second on a 7-0 vote.

97. Conduct a public hearing for the full purpose annexation of the following annexation areas:

Avery Ranch Areas (Approximately 118 acres in Williamson County at the intersection of Avery Ranch Blvd and Parmer Ln and approximately 875 feet south of the intersection of Avery Ranch Blvd and Morgan Creek Drive).

The public hearing was closed on Mayor Pro Tem Goodman's motion, Council Member Wynn's second on a 4-0 vote. Council Members Alvarez, Slusher, and Thomas were off the dais.

COA Walnut Creek Parks (Approximately 439 acres in Travis County along Walnut Creek north of the intersection of Criswell and Sprinkle Road; southeast of the intersection of US 290 East and Ferguson Cutoff; and southeast of the intersection of Ferguson Cutoff and Old Manor Road).

The public hearing was closed on Mayor Pro Tem Goodman's motion, Council Member Wynn's second on a 4-0 vote. Council Members Alvarez, Slusher, and Thomas were off the dais.

McKinney Park East (Approximately 52 acres in Travis County approximately 425 feet south of the intersection of Winter Haven Road and Alum Rock Drive).

The public hearing was closed on Mayor Pro Tem Goodman's motion, Council Member Wynn's second on a 4-0 vote. Council Members Alvarez, Slusher, and Thomas were off the dais.

Cameron Business Park (Approximately 5 acres in Travis County east of Dessau Road approximately three tenths of a mile north of the intersection of Dessau Road and Rundberg Lane).

The public hearing was closed on Mayor Pro Tem Goodman's motion, Council Member Wynn's second on a 4-0 vote. Council Members Alvarez, Slusher, and Thomas were off the dais.

98. Conduct a public hearing for the full purpose annexation of the Anderson Mill Road municipal annexation plan area (approximately 183 acres located on Anderson Mill Road approximately two thirds of a mile east of the intersection of FM 620 and Anderson Mill Road).
The public hearing was closed on Mayor Pro Tem Goodman's motion, Council Member Wynn's second on a 5-0 vote. Council Members Slusher and Thomas were off the dais.

Mayor Garcia recessed the Council Meeting at 9:44 p.m.

Mayor Garcia called the meeting back to order at 9:52 p.m.

DISCUSSION ITEM

3. Possible action regarding *Longhorn Partners Pipeline, L.P. v. City of Austin, et al.*, No. A-02-CA-001-SS and *Ethel Spiller, et al. v. Longhorn Partners Pipeline, L.P., et al.*, No. A-98-CA-55-SS, in the United States District Court for the Western District of Texas, Austin Division.
The motion to authorize the City Manager to take all appropriate steps to appeal the Trial Court's decision in the above mentioned case to the United States Court of Appeals for the Fifth Circuit and if necessary, appropriate and possible to the United States Supreme Court for this and any other litigation that might overturn Federal legislation, was approved on Mayor Pro Tem Goodman's motion, Council Member Wynn's second on a 7-0 vote.

The motion to suspend the rules to allow Council to meet after 10:00 p.m. was approved on Council Member Slusher's motion, Council Member Wynn's second on a 7-0 vote.

The motion to adopt items 15-36 in one action, effective August 15, 2002, with the following friendly amendments, was approved on Council Member Wynn's motion, Council Member Dunkerley's second on a 6-1 vote. Council Member Alvarez voted no. Mayor Pro Tem Goodman's friendly amendment was that the agreement with Barton Springs Edwards Aquifer Conservation District be brought back to the City Council for review before it is executed. This was accepted by the maker of the motion and Council Member Dunkerley, who seconded the motion. In addition, staff was directed to create a task force or advisory committee to periodically look at the difference between the green building measures and the City code to avoid any conflicts.

15. Approve an ordinance on third reading adopting a settlement with Circle C Land Corp (Stratus) concerning development of approximately 1,260 acres of land in Southwest Austin, and Travis and Hays counties located generally in the Circle C area and approving an interlocal with the Barton Springs/Edwards Aquifer Conservation District regarding water quality control and critical environmental feature monitoring, operation, and regulation. The proposed settlement is intended to resolve disputes between the City and Stratus regarding the applicability of the Save Our Springs Initiative Ordinance (SOS) and Chapter 245 of the Local Government Code (also known as HB 1704). The Agreement provides for fee waivers and infrastructure improvements for development of the land in the total amount of \$15,000,000. The Agreement provides for waivers of \$1,500,000 in development fees, and \$1,500,000 for a chiller. As part of the \$15,000,000 the Agreement also provides for waivers of water and wastewater fees in an amount not to exceed \$4,500,000, and cost reimbursement for offsite and onsite water extensions in an amount not to exceed \$3,600,000. Funding of \$371,000 for South Bay Lane right-of-way acquisition is available in the 2001-2002 approved budget of the Transportation and

Sustainability Department. Funding for the fire station site has been included in the 2001-2002 capital budget of the Fire Department. (Related to Item Nos. 16-21)

Ordinance No. 020801-15 was approved.

16. Approve a resolution authorizing the negotiation and execution of a contract for fee simple acquisition of portion of Tract 110 situated in the Circle C Subdivision, Travis County, Texas owned by Circle C Land Corp. (Stratus), for the Circle C Fire Station Project, in an amount not to exceed \$1,000,000. (Funding is available in the 2001-2002 Approved Capital Budget of the Fire Department.) (Related Item Nos. 15, 17-21)
Resolution 020801-16 was approved for an amount not to exceed \$679,000.
17. Approve a resolution authorizing the negotiation and execution of a contract for fee simple acquisition of a portion of Tract 110 situated in the Circle C Subdivision, Travis County, Texas owned by Circle C Land Corp., for the South Bay Lane Extension Project in an amount not to exceed \$371,000. (Funding is in the 2001-2002 Amended Capital Budget of the Transportation Planning and Sustainability Department.) (Related Item No. 15, 16, 18-21)
Resolution 020801-17 was approved.
18. Approve an ordinance on third reading to amend Ordinance No. 010910-02 the 2001-2002 Capital Budget of the Transportation, Planning & Sustainability Department by transferring and appropriating \$371,000 from the Rutherford Land Street Improvement Project to the South Bay Lane Extension Project. (Funding is available from the Rutherford Lane Street Improvement Project account.) (Related Item Nos. 15-17, 19-21)
Ordinance No. 020801-18 was approved.
19. Approve an ordinance on third reading to amend Ordinance No. 010910-2, the 2001-2002 Capital Budget by increasing appropriations to the Water and Wastewater Utility by \$3,600,000 to the water project known as "Circle C Land Corp." (Funding will be provided from the proceeds of debt issuance when the annual obligation comes due in future budget years.) (Related Items Nos. 15-18, 20, 21)
Ordinance No. 020801-19 was approved.
20. Approve a resolution to declare official intent to reimburse construction costs in the amount of \$3,600,000 to be paid for developer reimbursements for the Circle C Land Corp. Water project. (Funding for the Water and Wastewater Utility to be funded by the issuance of commercial paper.) (Related Item Nos. 15-19, 21)
Resolution No. 020801-20 was approved.
21. Authorize negotiation and execution of a cost reimbursement agreement with Circle C Land Corp, providing terms and conditions for construction of 12 and 16-inch water mains, pressure reducing valve, pressure zone boundary modifications, and appurtenances to provide water service to Lots 103, 106, 107 and 110 within Circle C, with City cost reimbursement in an amount not to exceed \$3,600,000, for actual "hard" and "soft" construction costs; adopt an Ordinance waiving the requirement of Section 25-9-38, City Code, relating to expiration of a service extension request; waiving the requirement of Section 25-9-61, City Code, relating to facilities eligible for cost reimbursement; waiving the requirement of Section 25-9-63, City Code, relating to amount of cost reimbursement; waiving the requirements of Section 25-9-67, City Code, relating to cost reimbursement payments. (Funding is included in the 2001-2002 Amended Capital Budget of the Water and Wastewater Utility.) (Related Item Nos. 15-20)
The motion authorizing the negotiation and execution of a cost reimbursement agreement was approved.

22. C814-01-0065 - Bear Lake P.U.D. - Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as the southeast corner of S.H. 45 and F.M. 1826 (Slaughter / Bear Creek Watersheds) from I-RR, Interim-Rural Residence district, zoning to P.U.D., Planned Unit Development district, zoning, with conditions. First reading on July 11, 2002; Vote: 6-1, Alvarez nay. Applicant and Property Owner: Stratus Properties (Kenneth Blaker). Agent: Drenner Stuart Wolff Metcalfe von Kreisler, LLP. (Michele Haussmann). City Staff: Wendy Walsh, 974-7719.
Ordinance No. 020801-22 was approved.
23. C14-02-0040.101 – Stratus Properties – Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as the northeast corner of West Slaughter Lane and FM 1826, a 57 acre tract of land, more or less, out of the Jesse Williams Survey No. 62 and the John Moore Survey No. 66, Travis County, Texas (Williamson Creek and Slaughter Creek Watersheds) from I-RR, Interim-Rural Residence district, zoning to GR-MU, Community Commercial-Mixed Use-Combining district, zoning. First reading on July 11, 2002; Vote: 6-1, Alvarez nay. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.
Ordinance No. 020801-23, adopting GR-MU-CO, Community Commercial Mixed Use Conditional Overlay Combining District, zoning, was approved.
24. C14-02-0040.102 – Stratus Properties – Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as the south side of West Slaughter Lane, beginning at a point approximately 1,200 feet east of FM1826 (between the water tank and Escarpment Blvd.), a 68 acre tract of land, more or less, out of the John Moore Survey No. 66, the Jesse Williams Survey No. 62, the John Bright Survey No. 63, and the Samuel Hamilton Survey No. 16, Travis County, Texas, (Williamson Creek and Slaughter Creek Watersheds) from I-RR, Interim-Rural Residence district, zoning to CS-MU, General Commercial Services-Mixed Use-Combining district, zoning. First reading on July 11, 2002; Vote: 6-1, Alvarez nay. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.
Ordinance No. 020801-24, adopting CS-MU-CO zoning, was approved.
25. C14-02-0040.103 – Stratus Properties – Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as the area north of West Slaughter Lane at its intersection with Escarpment Blvd., a 62 acre tract of land, more or less, out of the Samuel Hamilton Survey No. 16, Travis County, Texas (Williamson Creek and Slaughter Creek Watersheds) from I-RR, Interim-Rural Residence district, zoning to LR-MU, Neighborhood Commercial-Mixed Use-Combining district, zoning. First reading on July 11, 2002; Vote: 6-1, Alvarez nay. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.
Ordinance No. 020801-25, adopting LR-MU-CO zoning, was approved.
26. C14-02-0040.104 – Stratus Properties – Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as the southwest corner of West Slaughter Lane and Escarpment Blvd., a 16 acre tract of land, more or less, out of the Samuel Hamilton Survey No. 16, Travis County, Texas (Slaughter Creek Watershed) from I-RR, Interim-Rural Residence district, zoning to RR, Rural Residence district, zoning. First reading on July 11, 2002; Vote: 6-1, Alvarez nay. Applicant: City of Austin. Agent: Neighborhood Planning and

Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.

Ordinance No. 020801-26 was approved.

27. C14-02-0040.105 – Stratus Properties – Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as the southeast corner of West Slaughter Lane and Escarpment Blvd., a 9 acre tract of land, more or less, out of the Samuel Hamilton Survey No. 16, Travis County, Texas (Slaughter Creek Watershed) from I-RR, Interim-Rural Residence district, zoning to RR, Rural Residence district, zoning. First reading on July 11, 2002; Vote: 6-1, Alvarez nay. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.
Ordinance No. 020801-27 was approved.
28. C14-02-0040.106 – Stratus Properties – Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as the northwest corner of West Slaughter Lane and South Mopac Expressway (Loop 1), a 12 acre tract of land, more or less, out of the Samuel Hamilton Survey No. 16, Travis County, Texas (Williamson Creek and Slaughter Creek Watersheds) from I-RR, Interim-Rural Residence district, zoning to GR, Community Commercial district, zoning. First reading on July 11, 2002; Vote: 6-1, Alvarez nay. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.
Ordinance No. 020801-28, adopting GR-CO zoning, was approved.
29. C14-02-0040.108 – Stratus Properties – Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as the northwest corner of West Slaughter Lane and Brodie Lane, a 106 acre tract of land, more or less, out of the Samuel Hamilton Survey No. 16, Travis County, Texas (Slaughter Creek Watershed) from I-RR, Interim-Rural Residence district, zoning to GR-MU, Community Commercial-Mixed Use-Combining district, zoning. First reading on July 11, 2002; Vote: 6-1, Alvarez nay. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.
Ordinance No. 020801-29, adopting GR-MU-CO zoning, was approved.
30. C14-02-0040.109 – Stratus Properties – Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as the area west of Dahlgreen Avenue and approximately 930 feet south of La Crosse Blvd. (and generally west of Galsworthy Lane, and north & east of Redmond Road and Aylford Court), a 20 acre tract of land, more or less, out of the Samuel Hamilton Survey No. 16, Travis County, Texas (Slaughter Creek Watershed) from I-RR, Interim-Rural Residence district, zoning to RR, Rural Residence district, zoning. First reading on July 11, 2002; Vote: 6-1, Alvarez nay. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.
Ordinance No. 020801-30 was approved.
31. C14-02-0040.110 – Stratus Properties – Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as the area west of South Mopac Expressway (Loop 1), north of State Highway 45, east of Dahlgreen Avenue and generally east of Beachmont Lane, Bexley Lane and the un-built extension of Escarpment Blvd., north of State Highway 45 and south of La Crosse Avenue and generally south of Mordred Lane, a 247 acre tract of land, more or less, out of the Samuel Hamilton Survey No. 16, Travis County, Texas (Williamson Creek and Slaughter Creek Watersheds) from I-RR, Interim-Rural Residence

district, zoning to CH-PDA, Commercial Highway Services-Planned Development Area district, zoning. First reading on July 11, 2002; Vote: 6-1, Alvarez nay. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.

Ordinance No. 020801-31, adopting GR-MU-CO for Tract A and C, CS-MU-CO for Tract B, and GO-MU-CO for Tract B-1, was approved.

32. C14-02-0040.111 – Stratus Properties – Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as the southeast corner of La Crosse Avenue and South Mopac Expressway (Loop 1), a 17 acre tract of land, more or less, out of the Samuel Hamilton Survey No. 16, Travis County, Texas (Slaughter Creek Watershed) from I-RR, Interim-Rural Residence district, zoning to RR, Rural Residence district, zoning. First reading on July 11, 2002; Vote: 6-1, Alvarez nay. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.
Ordinance No. 020801-32 was approved.
33. C14-02-0040.112 – Stratus Properties – Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as the area generally east of South Mopac Expressway (Loop 1) and southeast of the proposed extension of La Crosse Avenue (at its terminus adjacent to the Wildflower Research Center), and generally northeast of Wyldwood Drive, a 50 acre tract of land, more or less, out of the Samuel Hamilton Survey No. 16, Travis County, Texas (Slaughter Creek Watershed) from I-RR, Interim-Rural Residence district, zoning to RR, Rural Residence district, zoning. First reading on July 11, 2002; Vote: 6-1, Alvarez nay. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.
Ordinance No. 020801-33 was approved.
34. C14-02-0040.114 – Stratus Properties – Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as the northeast corner of State Highway 45 and FM 1826, a 16 acre tract of land, more or less, out of the Corbet Stevens Survey No. 63, Travis County, Texas (Slaughter Creek Watershed) from I-RR, Interim-Rural Residence district, zoning to GR, Community Commercial district, zoning. First reading on July 11, 2002; Vote: 6-1, Alvarez nay. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.
Ordinance No. 020801-34, adopting GR-CO zoning, was approved.
35. C14-02-0040.107 – Stratus Properties – Approve third reading of an ordinance on amending Chapter 25-2 of the Austin City Code by zoning property locally known as the southwest corner of West Slaughter Lane and South Mopac Expressway (Loop 1), a 23 acre tract of land, more or less, out of the Samuel Hamilton Survey No. 16, Travis County, Texas (Williamson Creek and Slaughter Creek Watersheds) from I-RR, Interim-Rural Residence district, zoning to GR, Community Commercial district, zoning. Zoning and Platting Commission Recommendation: The grant GR-CO, Community Commercial-conditional Overlay Combining district, zoning. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.
Ordinance No. 020801-35 was approved.
36. C14-02-0040.113 – Stratus Properties – Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as the area east of South Mopac Expressway (Loop 1), approximately 4/5 of a mile south La Crosse Avenue and 2/3 of a mile

north of State Highway 45, a 39 acre tract of land, more or less, out of the Samuel Hamilton Survey No. 16, Travis County, Texas (Slaughter Creek Watershed) from I-RR, Interim-Rural Residence district, zoning to RR, Rural Residence district, zoning. Zoning and Platting Commission Recommendation: To grant RR, Rural Residence district, zoning. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. Property Owners: Stratus Properties and others. City Staff: Greg Guernsey, 974-2387.

Ordinance No. 020801-36 was approved.

The motion to adjourn the meeting at 12:00 midnight was approved on Council Member Slusher's motion, Council Member Wynn's second on a 7-0 vote.

The minutes from the work session of July 31, 2002 and regular meeting of August 1, 2002 were approved on Mayor Pro Tem Goodman's motion, Council Member Alvarez' second on a 4-0 vote. Council Members Dunkerley, Slusher and Wynn were off the dais.